

**SUPREME COURT MINUTES  
TUESDAY, APRIL 6, 2004  
LOS ANGELES, CALIFORNIA**

The Supreme Court of California convened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on April 6, 2004, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, Brown and Moreno.

Officers present: Frederick K. Ohlrich, Clerk; and Gail Gray, Calendar Coordinator.

- S098928      In re Leon Casey Alva  
                    On  
                    Habeas Corpus  
                    Cause called. Candice I. Horikawa, Deputy Los Angeles City Attorney, argued for Respondent.  
                    Steven T. Flowers argued for Petitioner.  
                    Ms. Horikawa replied.  
                    Cause submitted.
- S109123      Villa De Las Palmas Homeowners Association, Plaintiff and Respondent  
                    v.  
                    Paula Terifaj, as Trustee, etc.  
                    Cause called. Russell Nowell argued for Appellant.  
                    Peter E. Racobs opened argument for Respondent.  
                    Margaret G. Wangler continued argument for Respondent.  
                    Mr. Nowell replied.  
                    Cause submitted.

S108119      The People, Plaintiff and Respondent  
                 v.  
                 Robert Bernard Delouize, Defendant and Appellant  
                 Cause called. George O. Benton argued for Appellant.  
                 Gregg E. Zywicke, Deputy Attorney General, argued for  
                 Respondent.  
                 Mr. Benton replied.  
                 Cause submitted.

Court recessed until 2:00 p.m. this date.

Court reconvened pursuant to recess.  
Members of the Court and Officers present as first shown.

S098158      John Dennis L., Petitioner  
                 v.  
                 Superior Court of San Diego County, Respondent  
                 The People, Real Party in Interest  
                 And Companion Cases  
                 Cause called. Matthew Braner argued for Petitioner/Real Party in  
                 Interest (Minors)  
                 Peter J. Cross, Deputy San Diego County District Attorney, argued  
                 for Real Party in Interest (People).  
                 Mr. Braner replied.  
                 Cause submitted.

S029550      The People, Respondent  
                 v.  
                 Duane Holloway, Appellant  
                 Cause called. Mark D. Greenberg argued for Appellant.  
                 Raymond Brosterhous, Deputy Attorney General, argued for  
                 Respondent.  
                 Mr. Greenberg replied.  
                 Cause submitted.

Court recessed until 9:00 a.m., Wednesday, April 7, 2004.

**S123660**B173967 Second Appellate District,  
Division Eight

NATIONAL v. S.C.(SEARS)

Petition for review and application for stay denied

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INQUIRY CONCERNING JUDGE WILLIAM R.  
DANSER, NO. 172

Upon the request of the Commission on Judicial Performance for the appointment of three special masters in the above proceedings, the following judges, selected by the commission from a list submitted by the Supreme Court, are hereby appointed special masters to hear and take evidence in such matter and report thereon to the commission. (See rule 121, Rules of Com. on Jud. Performance.)

(1) Honorable Harry E. Hull, Jr.,  
Court of Appeal, Third Appellate District

(2) Honorable Terrance R. Duncan  
Superior Court of Monterey County

(3) Honorable Thomas E. Kelly  
Superior Court of Santa Cruz County

Justice Harry E. Hull, Jr. is designated presiding special master.

**SUPREME COURT CALENDAR  
SAN FRANCISCO SESSION  
MAY 4, 5, and 6, 2004**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom, located at 350 McAllister Street, Fourth Floor, San Francisco, California, on May 4, 5, and 6, 2004.

TUESDAY, MAY 4, 2004 – 9:00 A.M.

S105058	People v. Cavitt & Williams
S109125	San Diego Unified School District v. Commission on State Mandates
S107885	People v. Celis

1:30 P.M.

S109711	Cassim v. Allstate Insurance Company ( <i>Chin, J., not participating; Sims, J., assigned Justice Pro Tempore.</i> )
S020803	People v. Richard B. Stewart (Automatic Appeal)

WEDNESDAY, MAY 5, 2004 – 9:00 A.M.

S113929	People v. Brown
S105600	Borisoff v. Taylor & Faust
S111028	People v. Wilkinson

1:30 P.M.

S104862	People v. Mosby
S020670	People v. Robert Lewis, Jr. (Automatic Appeal)

THURSDAY, MAY 6, 2004 – 9:00 A.M.

S114715	Fletcher v. Davis
S113086	People v. Majors
S115090	People v. Carmony

1:30 P.M.

S109597	Travis v. County of Santa Cruz
S029174	People v. Donald Griffin (Automatic Appeal)

GEORGE  
Chief Justice

If exhibits are to be transmitted to this court, counsel must comply with Rule 18(c), California Rules of Court.